

RCE 1644
Mail-Stop RCE #

JUN 26 2003

REQUEST FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 09/626,731

Filing Date: July 27, 2000

First Named Inventor: Man Sung CO

Group Art Unit: 1644

Examiner: P. Gambel

Attorney Docket Number: 08702.0081-02000

Attorney Customer Number: 22,852

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for patent term adjustment provisions of the AIPA. See "Changes to Application Examination and Provisional Application Practice," Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000). Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114:

a. Previously submitted

- i. Consider the amendment(s)/reply after final under 37 C.F.R. § 1.116 previously filed on [Date] _____.
- ii. Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] _____.
- iii. Other _____

b. Enclosed:

- i. Amendment/Reply
- ii. Affidavit(s)/Declaration(s)
- iii. Information Disclosure Statement
- iv. Other _____

2. Miscellaneous

a. Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)b. Other _____

3. Fees

06/30/2003 AWONDAF1 00000013 09626731

a. The filing fee is calculated as follows:

01 FC:1801 750.00 OP

- i. \$750.00 RCE fee required under 37 C.F.R. § 1.17(e)
- ii. Petition for extension of time for (one Month) \$110.00.
- iii. Other _____

b. Check in the amount of \$860.00 enclosed.c. The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

Signature of Applicant, Attorney, or Agent Required

Name: E. Stewart Mittler

Reg. No.: 50,316

Signature: *E. Stewart Mittler*

Date: June 26, 2003

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: June 26, 2003

Name: Kathleen M. Bastarache

Signature: *K. Bastarache*

Date: June 26, 2003

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Customer No. 22,852
Attorney Docket No. 08702.0081-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Man Sung CO et al.) Group Art Unit: 1644
Application No.: 09/626,731) Examiner: P. Gambel
Filed: July 27, 2000)
For: HUMANIZED IMMUNOGLOBULIN)
REACTIVE WITH B7-2 AND)
METHODS OF TREATMENT)
THEREWITH)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE UNDER 37 C.F.R. § 1.114

A Request for Continued Examination is being filed herewith under 37 C.F.R. § 1.114. This paper is filed in reply to the Final Office Action dated October 7, 2002. Applicants respectfully request reconsideration of this application in view of the following amendments and remarks.

In the Claims

Please amend the claims as follows:

1. (Twice Amended) A method for transplanting cells to a patient in need thereof, comprising:
a) obtaining cells from a donor,

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